

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

QUALCOMM INCORPORATED,)
a Delaware corporation; and)
QUALCOMM TECHNOLOGIES, INC.,)
a Delaware corporation,)
Plaintiffs,) C.A. No. 24-490 (MN)
v.)
ARM HOLDINGS PLC., f/k/a ARM LTD.,)
a U.K. corporation,) REDACTED PUBLIC VERSION
Defendant.)

**PLAINTIFFS' CONCISE STATEMENT OF FACTS IN SUPPORT
OF THEIR OPPOSITION TO ARM'S MOTION FOR
SUMMARY JUDGMENT THAT ARM DID NOT BREACH SECTIONS [REDACTED] AND
[REDACTED] OF THE TLA (COUNTS VII-VIII)**

OF COUNSEL:

Karen L. Dunn
William A. Isaacson
Erin J. Morgan
Melissa F. Zappala
Jenifer N. Hartley
DUNN ISAACSON RHEE LLP
401 Ninth Street NW
Washington, DC 20004
(202) 240-2900

Catherine Nyarady
Anish Desai
Jacob A. Braly
S. Conrad Scott
Jacob Apkon
PAUL, WEISS, RIFKIND, WHARTON
& GARRISON LLP
1285 Avenue of the Americas
New York, NY 10019-6064
(212) 373-3000

MORRIS, NICHOLS, ARSHT & TUNNELL LLP
Jennifer Ying (#5550)
Travis Murray (#6882)
Ben Yenerall (#7132)
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899
(302) 658-9200
jying@morrisnichols.com
tmurray@morrisnichols.com
byenerall@morrisnichols.com

Attorneys for Plaintiffs

Adam L. Basner
Eric C. Westerhold
PAUL, WEISS, RIFKIND, WHARTON
& GARRISON LLP
2001 K Street, NW
Washington, DC 20006-1047
(202) 223-7300

Gregg Stephenson
PAUL, WEISS, RIFKIND, WHARTON
& GARRISON LLP
535 Mission Street, 25th Floor
San Francisco, CA 94105
(628) 432-5100

Original filing date: November 7, 2025
Redacted filing date: November 21, 2025

I. THE QUALCOMM TLA

1. [REDACTED] D.I. 435 Ex. 1 [REDACTED]

2. [REDACTED]

[REDACTED]

...

[REDACTED]

Id. § [REDACTED]

[REDACTED]

[REDACTED]

Id. § [REDACTED]

[REDACTED] APPLIES TO QUALCOMM'S [REDACTED]

4. On March 23, 2012, Qualcomm circulated an early draft of [REDACTED] that stated:

[REDACTED]

Ex. 48 at -231.

5. [REDACTED]

[REDACTED] *Id.* at -230.

6. [REDACTED]

[REDACTED]

[REDACTED] re.” *Id.*

7. [REDACTED]

[REDACTED] .” *Id.*

8. [REDACTED]

[REDACTED]. Ex. 49 at -068.

9. [REDACTED]

[REDACTED]. *Id.*

10. [REDACTED]

[REDACTED]. Compare *id.*, with D.I. 435 Ex. 1 § [REDACTED]

11. Laura Sand, who was personally involved in negotiating the [REDACTED]

[REDACTED] of the TLA on behalf of Qualcomm, testified that [REDACTED]

[REDACTED] Ex. 50 at

89:11-17; 97:6-17 (Sand); Ex. 1 at 11:8-20, 26:8-20 (Sand).

12. Jonathan Weiser, who was personally involved in negotiating the TLA, likewise testified that [REDACTED]

[REDACTED]
[REDACTED]

[REDACTED] Ex. 93 at 52:12-15, 186:25-190:3 (Weiser).

13. Arm witnesses understand [REDACTED] to apply to all requests by Qualcomm to license an [REDACTED]. Ex. 51 at 65:1-20, 72:3-7, 74:19-75:11 (Abbey); Ex. 52 at 17:7-11, 148:16-149:23 (Couillard).

14. Arm claims that it complied with [REDACTED] in connection with Qualcomm's [REDACTED] [REDACTED]. Ex. 53 at 61:17-62:8 (Youssef); Ex. 54 at 60:15-61:5 (Shivashankar); Ex. 55 at 60-62.

15. Arm has never licensed a core to Qualcomm for a term of [REDACTED]-months or less. D.I. 435 Ex. 2 [REDACTED] Ex. 26 [REDACTED] Ex. 27 [REDACTED]); Ex. 34 [REDACTED] [REDACTED]); Ex. 35 [REDACTED]

16. Arm [REDACTED]

[REDACTED] . Ex. 57.

III. Arm Breached Section [REDACTED] By [REDACTED]

17. When [REDACTED]

[REDACTED] . D.I.

435 Ex. 2 [REDACTED] Ex. 58 at -706; Ex. 59 at -888.

18. On [REDACTED]

[REDACTED]

[REDACTED] Ex. 60.

19. Arm did not [REDACTED]

[REDACTED]

[REDACTED] . Ex. 64 at -547; EX. 65; Ex. 53

at 100:3-102:2 (Youssef).

20. After Qualcomm moved to amend its complaint to allege that Arm breached

[REDACTED] by [REDACTED] (D.I. 90), Jeff Fonseca told Kurt Wolf [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED].

D.I. 435 Ex. 17 at -856; Ex. 61 at -726.

21. [REDACTED]

[REDACTED]

[REDACTED]

22. Arm never provided Qualcomm [REDACTED]

[REDACTED] D.I. 442 Ex. 38 at 62-63.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ Jennifer Ying

OF COUNSEL:

Karen L. Dunn
William A. Isaacson
Erin J. Morgan
Melissa F. Zappala
Jenifer N. Hartley
DUNN ISAACSON RHEE LLP
401 Ninth Street NW
Washington, DC 20004
(202) 240-2900

Jennifer Ying (#5550)
Travis Murray (#6882)
Ben Yenerall (#7132)
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899
(302) 658-9200
jying@morrisnichols.com
tmurray@morrisnichols.com
byenerall@morrisnichols.com

Catherine Nyarady
Anish Desai
Jacob A. Braly
S. Conrad Scott
Jacob Apkon
Flint A. Patterson
PAUL, WEISS, RIFKIND, WHARTON
& GARRISON LLP
1285 Avenue of the Americas
New York, NY 10019-6064
(212) 373-3000

Attorneys for Plaintiffs

Adam L. Basner
Eric C. Westerhold
PAUL, WEISS, RIFKIND, WHARTON
& GARRISON LLP
2001 K Street, NW
Washington, DC 20006-1047
(202) 223-7300

Gregg Stephenson
PAUL, WEISS, RIFKIND, WHARTON
& GARRISON LLP
535 Mission Street, 25th Floor
San Francisco, CA 94105
(628) 432-5100

November 7, 2025

CERTIFICATE OF SERVICE

I hereby certify that on November 7, 2025, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on November 7, 2025, upon the following in the manner indicated:

Anne Shea Gaza, Esquire
Robert M. Vrana, Esquire
Daniel G. Mackrides, Esquire
YOUNG CONAWAY STARGATT & TAYLOR, LLP
Rodney Square
1000 North King Street
Wilmington, DE 19801
Attorneys for Defendant

VIA ELECTRONIC MAIL

Scott F. Llewellyn, Esquire
MORRISON & FOERSTER LLP
4200 Republic Plaza
370 Seventeenth Street
Denver, CO 80202
Attorneys for Defendant

VIA ELECTRONIC MAIL

Nicholas R. Fung, Esquire
Henry Huttinger, Esquire
Sydney D. Gaskins, Esquire
MORRISON & FOERSTER LLP
707 Wilshire Blvd., Suite 6000
Los Angeles, CA 90017
Attorneys for Defendant

VIA ELECTRONIC MAIL

Kyle W.K. Mooney, Esquire
Alexandra Corrinne Hottenrott, Esquire
MORRISON & FOERSTER LLP
250 West 55th Street
New York, NY 10019
Attorneys for Defendant

VIA ELECTRONIC MAIL

Erik J. Olson, Esquire
MORRISON & FOERSTER LLP
755 Page Mill Road
Palo Alto, CA 94304
Attorneys for Defendant

VIA ELECTRONIC MAIL

Daniel P. Muino, Esquire
MORRISON & FOERSTER LLP
2100 L Street, NW, Suite 900
Washington, DC 20037
Attorneys for Defendant

VIA ELECTRONIC MAIL

Brian M. Kramer, Esquire
MORRISON & FOERSTER LLP
12531 High Bluff Drive, Suite 200
San Diego, CA 92130
Attorneys for Defendant

VIA ELECTRONIC MAIL

William Frentzen, Esquire
Daralyn J. Durie, Esquire
Shaelyn Dawson, Esquire
MORRISON & FOERSTER LLP
425 Market Street
San Francisco, CA 94105
Attorneys for Defendant

VIA ELECTRONIC MAIL

Lydia B. Cash, Esquire
MORRISON & FOERSTER LLP
300 Colorado Street, Suite 1800
Austin, TX 78701
Attorneys for Defendant

VIA ELECTRONIC MAIL

Gregg F. LoCascio, P.C.
Jason M. Wilcox, P.C.
Meredith Pohl, Esquire
Matthew J. McIntee, Esquire
KIRKLAND & ELLIS LLP
1301 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Attorneys for Defendant

VIA ELECTRONIC MAIL

Jay Emerick, Esquire
Adam M. Janes, Esquire
Reid McEllrath, Esquire
KIRKLAND & ELLIS LLP
333 West Wolf Point Plaza
Chicago, IL 60654
Attorneys for Defendant

VIA ELECTRONIC MAIL

Peter Evangelatos, Esquire
Nathaniel Louis DeLucia, Esquire
KIRKLAND & ELLIS LLP
601 Lexington Avenue
New York, NY 10022
Attorneys for Defendant

VIA ELECTRONIC MAIL

/s/ Jennifer Ying

Jennifer Ying (#5550)